

By: Garcia

S.B. No. 144

A BILL TO BE ENTITLED

1 AN ACT  
2 relating to the use of a mobile phone by a person occupying a voting  
3 station.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 61.014, Election Code, is amended by  
6 amending Subsections (a) and (b) and adding Subsection (e) to read  
7 as follows:

8 (a) Except as otherwise provided by this section, a [A]  
9 person may not use a wireless communication device within 100 feet  
10 of a voting station.

11 (b) A person may not use any mechanical or electronic means  
12 to record [of recording] images or sound within 100 feet of a voting  
13 station.

14 (e) A person who is occupying a voting station may use the  
15 person's mobile phone to access information that was downloaded or  
16 created on the phone before the person entered the polling place.

17 SECTION 2. The heading to Section 62.0111, Election Code,  
18 is amended to read as follows:

19 Sec. 62.0111. NOTICE OF PROHIBITION OF RECORDING [~~CERTAIN~~  
20 ~~DEVICES~~].

21 SECTION 3. Section 62.0111(a), Election Code, is amended to  
22 read as follows:

23 (a) At the discretion of the presiding judge, notice of the  
24 prohibition of image and sound recording [~~the use of certain~~

1 ~~devices]~~ under Section 61.014 may be posted at one or more locations  
2 in the polling place where it can be read by persons waiting to  
3 vote.

4           SECTION 4. This Act takes effect immediately if it receives  
5 a vote of two-thirds of all the members elected to each house, as  
6 provided by Section 39, Article III, Texas Constitution. If this  
7 Act does not receive the vote necessary for immediate effect, this  
8 Act takes effect September 1, 2017.